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7	UNITED STATES	DISTRICT COURT			
8	WESTERN DISTRICT OF WASHINGTON				
9	AT SEATTLE				
10					
11	KAELI GARNER, DOLORES SHEEHAN, PAUL SHEEHAN, RICKY BABANI,	Case No.: 2:21-cv-00750-RSL			
12	MICHAEL BATES, DENNIS CROTEAU, and JEANNETTE CROTEAU, Individually and on				
13	Behalf of All Others Similarly Situated, Plaintiffs,	STIPULATED MOTION FOR THE CONTINUANCE OF FILING A CLASS			
14	v.	CERTIFICATION MOTION			
15	AMAZON.COM, INC., a Delaware				
16	Corporation, and AMAZON.COM SERVICES, LLC, a Washington Limited Liability				
17	Company,				
18	Defendants.				
19	STIPULATI	ED MOTION			
20	Plaintiffs Kaeli Garner, Mark Fladd, Ste	ephanie Fladd, Jodi Brust, John Dannelly, Diane			
21	McNealy, Michael McNealy, Lisa Hovasse, Sandra Mirabile, Ricky Babani, Susan Lenehan,				
	Jeffrey Hoyt, Lorlie Tesoriero, James Robinson, Rosa Comacho, Eric Dlugoss, Julie Dlugoss, Ronald Johnson, Selena Johnson, Caron Watkins, and Kelly Miller (collectively, "Plaintiffs"), and Defendants Amazon.com, Inc. and Amazon.com Services, LLC (collectively, "Amazon," of				
25	"Defendants," and together with Plaintiffs, the '	'Parties") jointly move the Court for an Order to			
26 27	continue the date upon which Plaintiffs shall fil	le their motion for class certification pursuant to			
$\begin{bmatrix} 27 \\ 28 \end{bmatrix}$	Local Civil Rule 23(i)(3).				
20	STIPULATED MOTION FOR THE CONTINUANCE OF FILING A CLASS CERTIFICATION MOTION	BYRNES • KELLER • CROMWELL LLP 38TH FLOOR 1000 SECOND AVENUE			

- 1 -

CASE NO.: 2:21-cv-00750-RSL

1000 SECOND AVENUE SEATTLE, WASHINGTON 98104 (206) 622-2000

1	WHEREAS, from June to July of 2021, Plaintiffs filed original complaints against
2	Defendants in this district;
3	WHEREAS, on August 30, 2021, the Court entered a stipulated order stating that, inter
4	alia, (1) Plaintiffs shall file a consolidated complaint within 30 days of entry of the stipulated
5	order, (2) Defendants shall have 45 days thereafter to file an Answer or Motion in response to the
6	consolidated complaint, (3) if Defendants file a Motion to Dismiss, Plaintiffs shall have 30 days
7	to oppose the motion or file an Amended Consolidated Complaint. See ECF No. 21;
8	WHEREAS, on September 2, 2021, Plaintiffs filed a Consolidated Complaint-Class
9	Action. See ECF No. 22;
10	WHEREAS, on October 18, 2021, Defendants filed a Motion to Dismiss Plaintiffs'
11	Consolidated Complaint-Class Action. See ECF No. 48;
12	WHEREAS, on November 8, 2021, the Court entered a stipulated order stating that, inter
13	alia, (1) Plaintiffs shall file a First Amended Complaint on November 17, 2021, (2) Defendants
ا4	shall have until December 15, 2021 to file an Answer or a Motion in response to an amended
15	consolidated complaint, (3) Plaintiffs shall have until January 12, 2022 to file an Opposition to any
16	Motion, (4) Defendants shall have until January 28, 2022 to file a Reply brief. See ECF No. 51;
ا7	WHEREAS, on November 17, 2021, Plaintiffs filed a First Amended Consolidated
18	Complaint-Class Action. See ECF No. 59;
19	WHEREAS, under Local Rule 23(i)(3), there is a deadline to file a motion for class
20	certification within 180 days of filing a complaint;
21	WHEREFORE, in light of the recently filed First Amended Consolidated Complaint-Class
22	Action, and the Court's November 8, 2021 order, including the schedule for Defendants' Motion
23	to Dismiss, counsel for the parties agree that good cause exists to continue the date upon which
24	the Plaintiffs shall file their motion for class certification pursuant to Local Civil Rule 23(i)(3).
25	The parties stipulate and request that the Court continue the deadlines for class certification
26	briefings until after the Court rules on Defendants' forthcoming Motion to Dismiss.
27	
28	STIPLILATED MOTION FOR THE CONTINUANCE BYRNES • KELLER • CROMWELL LLP
	STIPULATED MOTION FOR THE CONTINUANCE

1	Dated: December 6, 2021 R	espectfully submitted,
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	STIPULATED MOTION FOR THE CONTINUANCE OF FILING A CLASS CERTIFICATION MOTION	Byrnes • Keller • Cromwell llp 38th Floor 1000 Second Avenue Seattle, Washington 98104

- 3 -

CASE NO.: 2:21-cv-00750-RSL

SEATTLE, WASHINGTON 98104 (206) 622-2000

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Email: bbuckley@fenwick.com Laurence F. Pulgram (admitted pro had Jedediah Wakefield (admitted pro had FENWICK & WEST LLP STIPULATED MOTION FOR THE CONTINUANCE OF FILING A CLASS CERTIFICATION MOTION Email: bbuckley@fenwick.com Laurence F. Pulgram (admitted pro had Jedediah Wakefield (admitted pro had J	24		Telephone: 206.389.4510
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STIPULATED MOTION FOR THE CONTINUANCE OF FILING A CLASS CERTIFICATION MOTION BYRNES • KELLER • CROMWE 38th Floor 1000 Second Avenue CRIPTIC WARRINGTON 09104	27		FENWICK & WEST LLP
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Case 2:21-cv-00750-RSL Document 61 Filed 12/07/21 Page 5 of 5

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4	Attorneys for Defendants
5	AMAZON.COM, INC. and AMAZON.COM SERVICES, LLC
6	
7	<u>ORDER</u>
8	Having reviewed the parties' stipulation, and finding that good cause exists for the
9	requested relief from LCR 23(i)(3), the deadline for filing a motion for class certification in the
10	above-referenced action is hereby continued until after the Court rules on Defendants' Motion to
11	Dismiss, which is scheduled to be fully briefed and ready for consideration no later than January
12	28, 2022. Within seven days of the Court's ruling on the motion to dismiss, the parties shall
13	confer and propose a schedule for the class certification briefing.
14	
15	IT IS HEREBY ORDERED.
16	Dated this 7th day of December, 2021.
17	
18	MWS Casnik
19	HONORABLE ROBERT S. LASNIK UNITED STATES DISTRICT JUDGE
20	
21	
22	
23	
24	
25	
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27	
28	BYRNES • KELLER • CROMWELL LLP

STIPULATED MOTION FOR THE CONTINUANCE OF FILING A CLASS CERTIFICATION MOTION CASE NO.: 2:21-cv-00750-RSL